

RECEIVED

FISH &amp; RICHARDSON P.C.

SEP 17 2004

Substitute Form PTO/SB/30 (5-03)

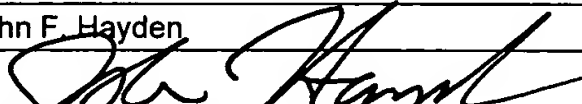
Request For Continued Examination (RCE) Transmittal		OFFICE OF PETITIONS	
Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		Application Number	09/852,672
		Filing Date	May 11, 2001
		First Named Inventor	Hideomi Suzawa et al.
		Group Art Unit	2812
		Examiner Name	Viktor Simkovic
		Attorney Docket Number	12732-038001

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s)
  - a. ☐ Previously submitted. If a final Office action is outstanding, any amendment filed after the final Office action may be considered as a submission even if this box is not checked.
    - i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - ii. ☐ Other \_\_\_\_\_
  - b. ☒ Enclosed
    - i. ☐ Amendment/Reply
    - ii. ☐ Affidavit(s)/Declaration(s)
    - iii. ☒ Information Disclosure Statement (IDS)
    - iv. ☒ Other Petition to Withdraw
2. **Miscellaneous**
  - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
  - b. ☐ Other \_\_\_\_\_
3. **Fee** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.
  - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050
    - i. ☐ RCE fee required under 37 CFR 1.17(e)
    - ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
    - iii. ☒ Other Any deficiencies
  - b. ☒ Check in the amount of \$ 900 – RCE (\$770) and Petition (\$130) enclosed
  - c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	John F. Hayden	Registration No. (Attorney/Agent)	37,640
Signature		Date	September 17, 2004

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being delivered by hand on the date indicated below and is addressed to the U.S. Patent and Trademark Office, Office of Petitions, Crystal Plaza 4, 3rd Floor – Room C23 2011, Arlington, VA 22202.			
Name (Print/Type)			
Signature		Date	September 17, 2004

09/20/2004 ADELLEY 00000003 09852672 770.00 02 FC:1801